

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of	:	Kai WEEBER et al.
International Application No.	:	PCT/DE03/00527
International Filing Date	:	February 20, 2003
U.S. Serial No.	:	10/509,497
For	:	<b>METHOD AND DEVICE FOR MONITORING A BRAKE SYSTEM</b>

Mail Stop: PCT - Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO MISSING REQUIREMENTS  
UNDER 35 U.S.C. 371**

S I R :

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) (mailed April 14, 2005), Applicant submits herewith a fully executed Declaration in order to complete the filing requirements for the U.S. national phase of the above-identified PCT application. The application filed in the Patent Office is the application which the inventors executed by signing the Declaration and Power of Attorney. A copy of the Notification of Missing Requirements is also enclosed.

The Office is authorized to charge the \$130.00 fee to cover the surcharge for late filing of the Declaration.

The Office is also hereby authorized to charge Deposit Account No. 11-0600 with any additional fees required by this paper or credit any overpayment. An additional copy of this letter is enclosed for this purpose.

Respectfully submitted,

KENYON & KENYON

*[Signature]*  
By *[Signature]* 3582

Richard L. Mayer, Reg. No. 22,490  
One Broadway  
New York, NY 10004  
Tel: (212) 425-7200  
Fax: (212) 425-5288

Date: 5/25/05

06/01/2005 LLANDGRA 00000026 110600 10509497  
01 FC:1617 130.00 DA

EV 323018453US

Road PCT/PTO 25 MAY 2005



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

U.S. APPLICATION NUMBER NO. 10/509,497	FIRST NAMED APPLICANT Kai Weeber	ATTY. DOCKET NO. 10191/3899		
		INTERNATIONAL APPLICATION NO. PCT/DE03/00527		
		<table border="1"> <tr> <td>LA. FILING DATE 02/20/2003</td> <td>PRIORITY DATE 03/30/2002</td> </tr> </table>	LA. FILING DATE 02/20/2003	PRIORITY DATE 03/30/2002
LA. FILING DATE 02/20/2003	PRIORITY DATE 03/30/2002			

26646  
 KENYON & KENYON  
 ONE BROADWAY  
 NEW YORK, NY 10004

CONFIRMATION NO. 4047  
 371 FORMALITIES LETTER  
 \*OC000000015690870\*  
 \*OC000000015690870\*

Date Mailed: 04/14/2005

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 09/28/2004
- English Translation of the IA filed on 09/28/2004
- Copy of the International Search Report filed on 09/28/2004
- Preliminary Amendments filed on 09/28/2004
- Information Disclosure Statements filed on 09/28/2004
- Oath or Declaration filed on 09/28/2004
- Request for Immediate Examination filed on 09/28/2004
- Copy of references cited in ISR filed on 09/28/2004
- U.S. Basic National Fees filed on 09/28/2004
- Substitute Specification filed on 09/28/2004
- Priority Documents filed on 09/28/2004
- Power of Attorney filed on 09/28/2004

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date. The current oath or declaration does not comply with 37 CFR 1.497(a) and (b) in that it:
  - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- \$130 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

SUMMARY OF FEES DUE:

Rec'd PCT/PTO 25 MAY 2005

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Late, oath or declaration Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

BARBARA A CAMPBELL

Telephone: (703) 308-9140 EXT 217

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/509,497	PCT/DE03/00527	10191/3899

FORM PCT/DO/EO/905 (371 Formalities Notice)

Rec'd PCT/PTO 25 MAY 2005

**Title: METHOD AND DEVICE FOR MONITORING A BRAKE SYSTEM Matter: 3899 Client: 10191**  
**Application No: 10/509497 (P41381 USW 0 25552)**

2005 MAY 20 PM 5:11